

COPY

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Elgin, Joliet and Eastern Railway Company, the Village
of Plainfield in Will County, and the State of Illinois,
Department of Transportation

RECEIVED
AUG 14 2002

Illinois Commerce Commission
RAIL SAFETY SECTION

Stipulated Agreement regarding improving public safety
at the crossings of the Company's track(s) with public
highways known as Main Street (Ill. Route 126),
Naperville Road, Plainfield Road (US Route 30), Center
Street, Lockport Street, Eastern Avenue, 135th Street,
and 143rd Street, all located in the Village of Plainfield,
Will County, Illinois, designated as crossings DOT 260
581R, milepost 64.47-A; DOT 260 580J, milepost 64.39-
A; DOT 261 002H, milepost 10.61-D; DOT 260 582X,
milepost 64.59-A; DOT 260 584L, milepost 65.01-A; DOT
260 583E, milepost 64.72-A; DOT 260 575M, milepost
62.56-A, and DOT 260 577B, milepost 63.67-A,
respectively.

T00-0078

Supplemental Petition

Pursuant to Stipulated Agreement 936, the Illinois Commerce Commission entered its Order in the above captioned case for the Naperville Road (AAR DOT #260 580J) at-grade crossing, wherein the Illinois Commerce Commission Ordered and Directed the EJ&E Railway to proceed with the removal of the existing warning devices, and the installation of new automatic flashing lights signals and gates with LED lamps, crossing recorder, crossing controller and constant warning time circuitry. Under the terms of the aforesaid Order the total cost to complete the ordered work at the Naperville Road crossing was not to exceed \$148,680. This total cost was to be allocated 50% to the Grade Crossing Fund, not to exceed \$74,340, with the EJ&E bearing the remaining 50% of the cost.

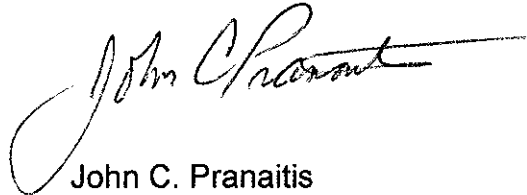
Unforeseen additional expenses were incurred with the installation of remote Naperville Road HXP Equipment, to start three adjacent downstream crossing. The remote equipment was necessary due to field restrictions / limitations, such as constant warning time frequency saturation, with overlapping crossing approaches and the close proximity of five crossings. This was the least expensive means to ensure a safe, properly operating crossing protection system. As a result, the final cost incurred by the EJ&E to complete this project totaled \$186,683.15 (\$37,003.15 over the estimate). The EJ&E reasonably request that the Illinois Commerce Commission enter a Supplemental Order

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allocating 50% of the additional overrun costs to the Grade Crossing Protection Fund. The EJ&E will bear all additional cost.

THEREFORE, Petitioner requests that this Honorable Commission will approve the above Supplemental Petition.

Respectfully Submitted,



John C. Pranaitis
Vice President – Midwestern Operations

Notice is hereby given that the parties listed hereinafter were served a copy of the above Supplemental Petition by U. S. mail.

Mr. James Easterly, Director
Division of Highways
Illinois Department of
Transportation
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Springfield, IL 62764

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Village President
Village of Plainfield
530 W. Lockport Street
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Ms. Susan Janik
Village Clerk
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